

60/11/60
U.S. PTO
19086

PATENT
Docket No. 20220-501

CERTIFICATE OF MAILING

I hereby certify that on **September 17, 2003**, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

37 C.F.R. § 1.8(a) 37 C.F.R. § 1.10
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Allie Barrett

03944 U.S. PTO
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UTILITY PATENT APPLICATION TRANSMITTAL

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

Transmitted herewith for filing is the patent application of inventor(s):

1st Inventor: Robert S. Schwartz

2nd Inventor: Robert A. Van Tassel

For: LUMENAL VASCULAR COMPLIANCE DEVICE AND METHOD OF USE

1. Type of Application

This new application is for a(n)

- Original (non provisional)
- Design
- Plant
- Continuation-in-part (CIP)

2. Benefit of Prior U.S. Application(s) (35 USC §§ 119(e), 120, or 121)

The new application being transmitted claims the benefit of the following prior U.S. Provisional applications: (1) U.S. Provisional Patent Application No. 60/412,122 filed September 17, 2002 entitled *Aortic Shock Absorber*; and (2) U.S. Provisional Patent Application No. 60/473,988 filed May 28, 2003 entitled *Aortic Shock Absorber, V.2*. This new application (as a continuation-in-part) also claims benefit of prior co-pending U.S. Application No. 10/192,402 filed July 8, 2002 entitled *Anti-Arrhythmia Devices And Methods Of Use*.

3. Papers Enclosed

A.

26 pages of specification
3 pages of claims
1 pages of abstract
10 sheets of drawings (do not submit original drawings)
(complete the following, if applicable)

The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 CFR 1.84(b).

B. Other Papers Enclosed

2 Pages of Combined Declaration, Power of Attorney and Petition
1 Credit Card Payment Form

4. Declaration or oath (including power of attorney)

Enclosed
 executed by inventor(s)

5. Inventorship Statement

Inventorship for all the claims in this application are:

The same.

6. Assignment

An assignment of the invention to _____
 is attached.
 executed by inventor(s)
 was filed in parent application
 will follow.

7. Fee Calculation

A. Regular application

CLAIMS AS FILED					
Number filed	Number Extra	Rate		Basic Fee 37 CFR § 1.16(a)/	
		Large Entity	Small Entity	Large Entity	Small Entity
Total Claims (37 CFR § 1.16(c)) = 23	- 20 = 3	x \$18.00 =	x \$9.00 =	27.00	
Independent Claims (37 CFR § 1.16(b)) = 2	- 3 = 0	x \$84.00 =	x \$42.00 =	00.00	
Multiple dependent claims(s), if any (37 CFR § 1.16(d)) = 11		+ \$280.00=		00.00	
Recordation Filing Fee					

- An amendment canceling extra claims is enclosed.
- An amendment deleting multiple-dependencies is enclosed.
- The fee for extra claims is not being paid at this time

Filing Fee Calculation	<u>\$402.00</u>
B. <input type="checkbox"/> Design application (\$330-37 CFR§1.16(f))	\$ _____
C. <input type="checkbox"/> Plant application (\$540-37 CFR§1.16(g))	\$ _____

8. Small Entity Statement(s)

Applicant claims small entity status. See 37 CFR 1.27

9. Fee Payment Being Made at Time

- Not Enclosed
- No filing fee is to be paid at this time.
- Enclosed
- Filing Fee \$ 402.00

10. Method of Payment of Fees

- A check in the amount of \$_____ is enclosed.
- Credit Card Payment Form is enclosed.
- Charge Deposit Account No. 50-2809 in the amount of \$_____
A duplicate of this transmittal is attached.

11. Request and Certification under 35 USC §122 (b)(2)(B)(i) (Non-publication Request)

12. Authorization to Charge Additional Fees

(If no fees are to be paid on filing, the following items should not be completed)

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 50-2809.

- 37 CFR §§1.16(a), (f), or (g) (Filing fees)
- 37 CFR §§1.16(b), (c), and (d) (presentation of extra claims)
- 37 CFR §§1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- 37 CFR §§1.17(a)(1)-(5) (extension fees pursuant to §1.136(a))
- 37 CFR §§1.17 (application processing fees)
- 37 CFR §§1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR§1.1311(b))

13. Instructions as to Overpayment

- Credit Account No. 50-2809
- Refund

14. Correspondence Address

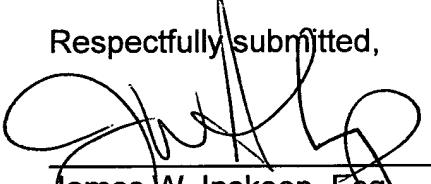
- Customer Number. 37,374
- Please direct all future correspondence to the following attorney/address:

INSKEEP INTELLECTUAL PROPERTY GROUP, INC.

1225 W. 190th Street, Suite 205
Gardena, CA 90248

Attn: James W. Inskeep
Telephone: 310.217.6220
Facsimile: 310.327.0282

Respectfully submitted,



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Registration No. 33,910

September 17, 2003

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